

RESOLUTION NO. A-_____

SPECIAL PERMIT NO. 1553A

1 WHEREAS, Jacob North on behalf of Elliott Megdal and Associates has
2 submitted an application designated as Special Permit No. 1553A for authority to expand
3 the Outback Steakhouse for a sidewalk cafe with the sale of alcoholic beverages for
4 consumption on the premises on property located at 633 North 48th Street, and legally
5 described to wit:

6 The east 250.88 feet of Lots 2 and 3, a Corrected Plat of 48th
7 and Vine Plaza, located in the Southwest Quarter of Section
8 20, Township 10 North, Range 7 East of the 6th P.M., Lincoln,
9 Lancaster County, Nebraska, more particularly described as
10 follows:

11 Commencing at the northeast corner of said Lot 3; thence west
12 on the north line of said Lot 3, a distance of 16 feet 0 inches;
13 thence south on a line which is 16 feet 0 inches west of and
14 parallel to the east lot line of said Lot 3, a distance of 30 feet
15 0 inches to the point of beginning; thence continuing south on
16 the same line, a distance of 105 feet 0 inches; thence west on
17 a line which is 135 feet 0 inches south of and parallel to the
18 north lot line of said Lot 3; a distance of 78 feet 0 inches;
19 thence north on a line which is 94 feet 0 inches west of and
20 parallel to the east lot line of said Lot 3, a distance of 105 feet
21 0 inches; thence east on a line which is 30 feet 0 inches south
22 of and parallel to the north lot line of said Lot 3, a distance of
23 78 feet 0 inches to the point of beginning;

24 WHEREAS, the real property adjacent to the area included within the site
25 plan for this expanded use of a restaurant for a sidewalk cafe with the sale of alcoholic
26 beverages on the premises will not be adversely affected; and

27 WHEREAS, said site plan together with the terms and conditions hereinafter
28 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal

1 Code to promote the public health, safety, and general welfare.

2 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
3 Lincoln, Nebraska:

4 That the application of Jacob North on behalf of Elliott Megdal and Associate,
5 hereinafter referred to as "Permittee", to expand the Outback Steakhouse for a sidewalk
6 cafe with the sale of alcoholic beverages for consumption on the premises, on the property
7 legally described above, be and the same is hereby granted under the provisions of
8 Section 27.63.680 of the Lincoln Municipal Code upon condition that construction and
9 operation of said sidewalk cafe area be in strict compliance with said application, the site
10 plan, and the following additional express terms, conditions, and requirements:

11 1. This permits approves the sale of alcoholic beverages for consumption
12 on the premises at the expanded establishment at 633 North 48th Street.

13 2. The site plan approved by this permit shall be the basis for all
14 interpretations of setbacks, yards, locations of buildings, location of parking and circulation
15 elements, and similar matters.

16 3. The terms, conditions, and requirements of this resolution shall be
17 binding and obligatory upon the Permittee, his successors, and assigns. The building
18 official shall report violations to the City Council which may revoke the special permit or
19 take such other action as may be necessary to gain compliance.

20 4. The Permittee shall sign and return the City's letter of acceptance to
21 the City Clerk within 30 days following approval of the special permit, provided, however,
22 said 30-day period may be extended up to six months by administrative amendment. The
23 City Clerk shall file a copy of the resolution approving the special permit and the letter of

- 1 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the
- 2 Permittee.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant